

REMARKS

Upon entry of the instant amendment, claims 1-6 are pending. Claims 1 and 6 have been amended to more particularly point out the Applicant's invention. It is respectfully submitted that upon entry of the instant amendment, the application is in condition for allowance.

CLAIM REJECTIONS – 35 U.S.C. § 102

Claims 1-2 have been rejected under 35 U.S.C. § 102(b) as being anticipated by Stewart US Patent No. 5,969,678 (“the Stewart patent”). In order for there to be anticipation, each and every one of the claim elements must be found in a single reference. It is respectfully submitted that the claims recite elements not disclosed or suggested by the Stewart patent. For example, claim 1 recites, a plurality of digital content players separate from said one or more content hosts and a communication system, which, among other things, *automatically* synchronizes digital content between the digital content players when the two are in range of one another. This feature is not disclosed or suggested by the Stewart patent. Thus, there can be no anticipation. The Examiner is respectfully requested to reconsider and withdraw this rejection.

Claim 6 stands rejected under 35 U.S.C. § 102(b) as being anticipated by Narayanaswami et al US Patent No. 5,969,678 (“the ‘678 patent”). In order for there to be anticipation, each and every one of the claim elements must be found in a single reference. It is respectfully submitted that claim 6 recites elements not disclosed or suggested by the ‘678 patent. For example, claim 6 recites a plurality of digital content players a communication system which

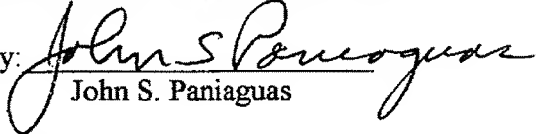
include bi-directional communication links between the digital content players, and, among other things, *automatically* synchronizes digital content between the digital content players when the two are in range of one another. This feature is not disclosed or suggested by the ‘678 patent. In particular, the ‘678 patent does not disclose bi-directional communication links between the wrist watch and other wrist watches. As shown in Fig. 1, the wrist watch can only be synced with other resource platforms, i.e content hosts. The ‘678 patent does not disclose auto synchronization between wrist watches , i.e digital content players. Thus, there can be no anticipation. The Examiner is respectfully requested to reconsider and withdraw this rejection.

CLAIM REJECTIONS – 35 U.S.C. § 103

Claims 3-5 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over the Stewart patent. Claims 3-5 are dependent upon Claim 1. As mentioned above, the Stewart patent does not disclose automatic synchronization between digital content players. . For these reasons and the reasons above, the Examiner is respectfully requested to reconsider and withdraw the rejection under 35 U.S.C. § 103(a).

Respectfully submitted,

KATTEN MUCHIN ROSENMAN LLP

By: 
John S. Paniaguas

Registration No.: 31,051

KATTEN MUCHIN ROSENMAN LLP
1025 Thomas Jefferson Street, N.W.
East Lobby, Suite 700
Washington, DC 20007-5201
Telephone No. (312) 902-5200
Facsimile No. (312) 902-1061